

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT TO ACQUIRE A JOHN DEERE 6R 195 TRACTOR WITH ATTACHMENTS FOR THE PUBLIC WORKS DEPARTMENT AND DECLARING AN EMERGENCY.

WHEREAS, the City of Avon Lake has entered a Cooperative Purchasing Program with the State of Ohio; and

WHEREAS, the State has advertised for bids for John Deere 6R 195 Tractor with attachments for the Public Works Department and finds the bid submitted by Polen Implement, Inc. of Elyria, Ohio is the lowest and best bid.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF
THE CITY OF AVON LAKE, STATE OF OHIO:

Section No. 1: That the bid by Polen Implement, Inc. of Elyria, Ohio, submitted through the Cooperative Purchasing Program of the State of Ohio, to supply the City with a John Deere 6R 195 Tractor with attachments for the Public Works Department in the amount of \$254,617.50 be, and it is hereby accepted and approved.

Section No. 2: That the Mayor is hereby authorized to execute a Lease Agreement with Huntington Bank to provide financing for John Deere 6R 195 Tractor with attachments at a total annual cost of approximately \$55,390.43 for five years, such Lease Agreement to be substantially in form and substance acceptable to the Mayor and the Law Director.

Section No. 3: That upon delivery to Public Works Department of a John Deere 6R 195 Tractor with the proper specifications, to the full satisfaction of the Public Works Director and Director of Finance, then the Director of Finance is hereby directed to deliver to Polen Implement, Inc. the warrant of this City in the lease amount specified in the Lease Agreement.

Section No. 4: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees which resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section No. 5: That this Ordinance is hereby declared to be an emergency measure to provide the Public Works Department with serviceable equipment in order that they may promptly and efficiently perform their duties, and further to take

advantage of the State purchase price, thus for the health, safety, and welfare of the citizens of Avon Lake. Therefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

1ST reading: 3/27/2023

2nd reading:

3rd reading:

PASSED: 4/10/2023

/s/ Martin E. O'Donnell

President of Council

POSTED: 4/14/2023

APPROVED: 4/11/2023

ATTEST: /s/ Valerie E. Rosmarin

Clerk of Council

/s/ Gregory J. Zilka

Mayor